

860224

THE CITY OF SAN DIEGO, CALIFORNIA
MINUTES FOR REGULAR COUNCIL MEETING
OF
MONDAY, FEBRUARY 24, 1986
AT 2:00 P.M.

IN THE COUNCIL CHAMBERS - 12TH FLOOR

CHRONOLOGY OF THE MEETING:

The meeting was called to order by Deputy Mayor Struiksma at 2:37 p.m. Deputy Mayor Struiksma adjourned the meeting at 6:25 p.m. to meet in Closed Session at 9:00 a.m. Tuesday, February 25, 1986, in the twelfth floor conference room on pending litigation and a meet and confer matter.

ATTENDANCE DURING THE MEETING:

- (M) Vacant
- (1) Council Member Wolfsheimer-present
- (2) Council Member Cleator-excused by R-265155
(illness)
- (3) Council Member McColl-present
- (4) Council Member Jones-present
- (5) Council Member Struiksma-present
- (6) Council Member Gotch-present
- (7) Council Member McCarty-present
- (8) Council Member Martinez-present
- Clerk-Abdelnour (eb)

FILE: MINUTES

ITEM-1: ROLL CALL

Clerk Abdelnour called the roll:

- (M) Vacant
- (1) Council Member Wolfsheimer-present
- (2) Council Member Cleator-not present
- (3) Council Member McColl-present
- (4) Council Member Jones-present
- (5) Council Member Struiksma-present
- (6) Council Member Gotch-present
- (7) Council Member McCarty-present
- (8) Council Member Martinez-present

ITEM-10: INVOCATION

Invocation was given by Reverend Marianna Kirwan,
University Christian Church.

FILE: MINUTES

Feb-24-1986

ITEM-20: PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Council Member
Gotch.

FILE: MINUTES

ITEM-30: PRESENTATION MADE

A presentation to the San Diego County Optometric Society
proclaiming March, 1986 as "Save Your Vision Month."

FILE: MEET

COUNCIL ACTION: (Tape location: A088-104.)

ITEM-31: APPROVED

Approval of Council Minutes for the Meetings of:

02/10/86

02/11/86

02/11/86 Special Joint

FILE: MINUTES

COUNCIL ACTION: (Tape location: A105-110.)

MOTION BY McCOLL TO APPROVE. Second by Gotch. Passed by the
following vote: Wolfsheimer-yea, Cleator-not present,
McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea,
Martinez-yea, Mayor-vacant.

ITEM-40: REFERRED TO CITY ATTORNEY

The matter of a communication from David L. Porter,
representing the San Diego County Fish and Game
Association, regarding public access to public beaches and
bays.

FILE: MEET

COUNCIL ACTION: (Tape location: A116-189.)

MOTION BY GOTCH TO REFER TO THE CITY ATTORNEY. Second by
Martinez. Passed by the following vote: Wolfsheimer-yea,
Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea,
Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

* ITEM-50: (O-86-124) INTRODUCED, TO BE ADOPTED MARCH 10,
1986

Introduction of an Ordinance setting aside and dedicating portions of Pueblo Lot 1311 of the Pueblo Lands of San Diego, and Lot 1 of Azul Square, Map-5838, for a public park.

(La Jolla Shores Community Area. District-1.)

CITY MANAGER REPORT: On October 17, 1984, the Public Facilities and Recreation Committee approved the dedication for a park of 2.89 acres of City-owned land on the west side of North Torrey Pines Road from Azul Street to the north of La Jolla Shores Drive. In addition to the dedication, the Committee discussed the problem of existing access encroachments affecting this property and concluded that a maximum of three property owners should be given the opportunity to lease access easements. Lease negotiations have been concluded and the leases are submitted for consideration as a companion item.

NOTE: See Item 132.

FILE: --

COUNCIL ACTION: (Tape location: B269-350.)

MOTION BY WOLFSHEIMER TO INTRODUCE. Second by Martinez. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

* ITEM-100:

Two actions relative to the improvement of Logan Heights and Marilou Park Alleys, Street and Sewer Replacement Contract No. 4 (1911 Act):
(Southeast San Diego Community Area. District-4.)

Subitem-A: (R-86-1458) ADOPTED AS RESOLUTION R-265096

Awarding a contract to T.B. Penick and Sons, Inc. for the improvement of Logan Heights and Marilou Park Alleys, Street and Sewer Replacement Contract No. 4.

Subitem-B: (R-86-1459) ADOPTED AS RESOLUTION R-265097

Authorizing the expenditure of an amount not to exceed \$220,251.41 (\$8,992.14 from Fund 18520, Dept. 5813, Org. 1312; \$135,889.86 from Fund 18520, Dept. 5813, Org. 1320; \$9,561.01 from CIP-58-007, Fund 18013, Annual Allocation - Overhead and Other City Costs for Projects Funded by Federal Grants; and \$65,808.40 from CIP-44-001, Sewer Revenue Fund 41506, for the purpose of executing the contract for Logan Heights and Marilou Park Alleys, Street and Sewer Replacement - Contract No.

4 and related costs.

CITY MANAGER REPORT: The lowest of the three bids received was from T.B. Penick and Sons, Inc. in the amount of \$238,661.39, which is 2.26 percent below the estimate of \$245,892.87. The project improvements consists of grading and paving six alleys. Some of the alleys will have the existing sewer mains replaced because of their deteriorated condition and inadequate capacity. Alley improvements are being financed under the CDBG/Assessment District cost-sharing program. Sewer replacement costs are funded by the City from the Annual Allocation for that purpose.

Aud. Cert. 86670.

WU-E-86-002.

FILE: STRT D-2255

COUNCIL ACTION: (Tape location: A616-665.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Martinez. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksmay-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

* ITEM-101:

Three actions relative to awarding contracts:

Subitem-A: (R-86-1422) ADOPTED AS RESOLUTION R-265098

Superior Trans-Med for the purchase of five mobile intensive care units (Stoner Type III) for a total cost of \$267,084.20, including tax, terms and trade-in allowance. (BID-6871)

Aud. Cert. 86701.

Subitem-B: (R-86-1417) ADOPTED AS RESOLUTION R-265099

Flexible Systems, Inc. for the purchase of a 15-16 cubic yard combination drain cleaner, truck mounted with cab and chassis (Camel Super 200M mounted on a Ford LNT 8000) for a total cost of \$124,780.29, including tax. (BID-6890)

Aud. Cert. 86702.

Subitem-C: (R-86-1414) ADOPTED AS RESOLUTION R-265100

John C. Henberger Co. for the purchase of fusees, as may be required for the period of one year beginning January 29, 1986 through January 28, 1987, for an estimated cost of \$114,441.84, including tax and terms. (BID-7027C)

FILE: MEET

COUNCIL ACTION: (Tape location: A616-665.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Martinez. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

* ITEM-102:

Three actions relative to awarding contracts:

Subitem-A: (R-86-1419) ADOPTED AS RESOLUTION R-265101

Bauer Coatings Division, Whittaker Corporation for the purchase of one truck mounted airless paint striping machine (Roadliner 18-ton installed on a Ford C-8000 Cab and Chassis), for a total cost of \$158,459.40, including tax and terms. (BID-6850)
Aud. Cert. 86700.

Subitem-B: (R-86-1420) ADOPTED AS RESOLUTION R-265102

Allied Corp., Chemical Sector for furnishing an ionic or non-ionic polymer for the Point Loma Wastewater Treatment Plant, as may be required for a period of two years, beginning March 1, 1986 through February 29, 1988, with a 30-day cancellation clause, for an estimated cost of \$109,710, including tax, with an option to renew the contract for up to three additional one-year periods; authorizing a contingency contract with Diatec Polymers for an ionic or non-ionic polymer, in the event the primary contractor is unable to deliver the polymer at any time during the contract period. (BID-6731)

Subitem-C: (R-86-1418) ADOPTED AS RESOLUTION R-265103

San Diego Turf for the purchase of 5 gasoline powered carts; 3 gasoline powered carts with cab (Daihatsu ST-65C Hi-Jet); and 2 gasoline powered carts without cab (Daihatsu ST-65 Hi-Jet), for a total cost of \$25,612.25, including tax and terms. (BID-6933)
Aud. Cert. 86703.

FILE: MEET

COUNCIL ACTION: (Tape location: A616-665.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Martinez. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

ITEM-103:

Two actions relative to awarding contracts:

Subitem-A: (R-86-1416) ADOPTED AS RESOLUTION R-265104
Aztec Landscape Co. for furnishing complete maintenance of
9 selected sites, as may be required for a period of 12
months, beginning March 1, 1986 through February 28, 1987,
for an estimated cost of \$177,827.88, with options to renew
the contracts for four additional one-year periods with
price escalations not to exceed 15 percent of bid prices in
effect at the end of each prior year. (BID-6914)

Subitem-B: (R-86-1415) ADOPTED AS RESOLUTION R-265105
Blue Skies Landscape Maintenance for furnishing complete
landscape maintenance of designated landscaped center
islands, developed and undeveloped open space areas, street
rights-of-way, developed and undeveloped parks and
maintenance easement banks in the Scripps Ranch Landscape
Maintenance District, as may be required for a period of 12
months beginning March 1, 1986 through February 28, 1987,
for a total estimated cost of \$76,979.28, including
contingency labor costs, with options to renew the contract
for 4 additional 12-month periods, with a price escalation
not to exceed 7 percent for the first 3 option years and 10
percent for the fourth option year. (BID-6884)
(District-5.)

FILE: MEET

COUNCIL ACTION: (Tape location: B007-020.)

MOTION BY McCARTY TO ADOPT. Second by Gotch. Passed by the
following vote: Wolfsheimer-yea, Cleator-not present,
McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea,
Martinez-yea, Mayor-vacant.

* ITEM-104: (R-86-1413) ADOPTED AS RESOLUTION R-265106

Awarding contracts to: 1) Bob Stall Chevrolet; 2) Hagen
Chevrolet; 3) Fuller Ford and 4) University Ford Chrysler
Plymouth, for the purchase of light-duty vehicles, for a
combined total cost of \$534,194.30, as follows: (BID-6840)

1. Bob Stall Chevrolet for Item 1 - four Compact Sedans
(1986 Chevrolet two-door Chevette 1TB08); Item 10 -
five Cab and Chassis, one ton (1986 Chevrolet CC31003);
Item 12 - three Cab and Chassis, one ton (1986
Chevrolet CC31403); Item 14 - two Lifeguard Pickups
(1986 Chevrolet Blazer CK10516).

2. Hagen Chevrolet for Item 2 - two Compact Pickups (4x4) (1986 Chevrolet CT 10803/E63); Item 4 - 19 Compact Pickups (1986 Chevrolet CS 70803/E63); Item 8 - four Vans, 9,000 lbs. GVW (1986 Chevrolet C631305/ZW9); Item 9 - seven Cab and Chassis, 3/4 ton (1986 Chevrolet CC20903ZW9); Item 11 - one Cab and Chassis, one ton (4x4) (1986 Chevrolet CK 31003); Item 13 - one Pickup Crew Cab, one ton (1986 Chevrolet CC30943E63/AS3); Item 15 - one Van/Panel (4x4) (1986 Chevrolet CK10906/ZW9).
 3. Fuller Ford for Item 3 - two Cab and Chassis, Compact (1986 Ford Ranger Cab and Chassis); Item 5 - one Pickup, 1/2 ton (4x4) (1986 Ford F150).
 4. University Ford Chrysler Plymouth for Item 6 - four Pickups, 3/4 ton (1986 Ford F250-F25); Item 7 - two Vans, 6,000 lbs. GVW (1986 Ford E150-E14).
- Aud. Certs. 86696, 86697, 86698, 86699.

FILE: MEET

COUNCIL ACTION: (Tape location: A616-665.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Martinez. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksmay-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

* ITEM-105: (R-86-1423) ADOPTED AS RESOLUTION R-265107

Extending the existing contract with Chula Vista Clinical Laboratory for furnishing blood alcohol analysis, previously authorized by Resolution R-264443, adopted November 18, 1985, as may be required for up to five additional months, beginning February 1, 1986 through June 30, 1986, for a new estimated total for the entire contract of \$65,000. (BID-6671Q)

FILE: MEET CONFY86-1

COUNCIL ACTION: (Tape location: A616-665.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Martinez. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksmay-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

* ITEM-106: (R-86-1421) ADOPTED AS RESOLUTION R-265108

Inviting bids for the construction of La Playa Avenue Storm Drain East of Ingraham Street on Work Order No. 118728; authorizing the execution of a contract with the lowest responsible and reliable bidder; authorizing the

expenditure of funds not to exceed \$78,000 from CIP-11-213, La Playa Avenue Drain, for said project and related costs; authorizing the Auditor and Comptroller, upon advice from the administering department, to transfer excess budgeted funds, if any, to the appropriate reserves. (BID-7028)

(Mission Bay Community Area. District-6.)

CITY MANAGER REPORT: La Playa Avenue Storm Drain from Ingraham Street to Jewell Street will install 600 feet of storm drain that will augment the existing storm drain system, thereby alleviating excessive street flooding at the intersection of La Playa Avenue and Ingraham Street. This project will help to provide protection to businesses and homes in the area, and also reduce street maintenance.

Aud. Cert. 86683.

FILE: W.O. 118728 CONFY86-1

COUNCIL ACTION: (Tape location: A616-665.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Martinez. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

* ITEM-107:

Four actions relative to the final subdivision map of Employment Center Development Unit No. 2C, a 10-lot subdivision located southwesterly of I-5 and Del Mar Heights Road:
(North City West Community Area. District-1.)

Subitem-A: (R-86-1488) ADOPTED AS RESOLUTION R-265109
Authorizing the execution of an agreement with Pardee Construction Company for the installation and completion of public improvements.

Subitem-B: (R-86-1487) ADOPTED AS RESOLUTION R-265110
Approving the final map.

Subitem-C: (R-86-1518) ADOPTED AS RESOLUTION R-265111
Approving the acceptance of that deed of Pardee Construction Company conveying to the City abutter's rights of access in and to El Camino Real, adjacent and contiguous to Lot 7, Map-10394; quitclaim deed, quitclaiming to Pardee Construction Company all of the City's right, title and interest in those abutter's rights of access in and to El Camino Real, adjacent and contiguous to Lot 7, Map-10394.

Subitem-D: (R-86-1519) ADOPTED AS RESOLUTION R-265112

Vacating an unneeded drainage easement, affecting a portion of Section 24, Township 14 South, Range 4 West, S.B.M., pursuant to Section 8300 et seq. of the Streets and Highways Code.

FILE:

Subitems A and B - SUBD Employment Center
Development Unit No. 2C,

Subitem-C DEED

F-3241,

Subitem-D DEED F-3242 DEEDFY86-3

COUNCIL ACTION: (Tape location: A616-665.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Martinez. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

* ITEM-108:

Three actions relative to the final subdivision map of Lotus Pointe (TM-84-0808), a 2-lot subdivision located westerly of Stalmer Street and Linda Vista Road: (Linda Vista Community Area. District-5.)

Subitem-A: (R-86-1485) ADOPTED AS RESOLUTION R-265113

Approving the final map.

Subitem-B: (R-86-1486) ADOPTED AS RESOLUTION R-265114

Agreement with Lotus Pointe for the installation and completion of public improvements.

Subitem-C: (R-86-1517) ADOPTED AS RESOLUTION R-265115

Authorizing the acceptance of a street easement deed of Lawrence E. McCaw and Margaret I. McCaw, granting to the City an easement for public street purposes in a portion of Lot 2 of the Subdivision of the east half of Pueblo Lot 1215 Pueblo Lands of San Diego; dedicating said land as and for a public street and naming the same Stalmer Street.

FILE:

Subitems A and B SUBD Lotus Pointe
(TM-84-0808),

Subitem-C DEED F-3243

DEEDFY86-1

COUNCIL ACTION: (Tape location: A616-665.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Martinez. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

* ITEM-109: (R-86-1467) ADOPTED AS RESOLUTION R-265116

Approving Parcel Map TM-83-0197, one parcel located northerly of Carmel Mountain Road and Penasquitos Drive. (Penasquitos East Community Area. District-1.)

FILE: SUBD Parcel Map TM-83-0197

COUNCIL ACTION: (Tape location: A616-665.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Martinez. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

* ITEM-110: (R-86-1481) CONTINUED TO MARCH 3, 1986

Granting an extension of time to December 12, 1987, to Monopoly, subdivider, to complete the improvements required in King Manor Unit No. 1.

(Southeast San Diego Community Area. District-4.)

CITY MANAGER REPORT: On December 12, 1983, the City entered into a Deferred Improvement Development Agreement with Monopoly, a California partnership, for the future development of King Manor Unit No. 1. The Deferred Improvement Agreement expired on December 12, 1985. The subdivider has requested a time extension to December 12, 1987, in which to enter into a Subdivision Improvement Agreement. Since no improvements are required by the subdivider at this time, it is recommended that this time extension be granted. The time extension is in accordance with Council Policy 600-21.

FILE: --

COUNCIL ACTION: (Tape location: A600-607.)

MOTION BY JONES TO CONTINUE TO MARCH 3, 1986, AT HIS REQUEST. Second by Martinez. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

* ITEM-111: (R-86-1455) ADOPTED AS RESOLUTION R-265117

Authorizing the City Engineer to issue a Special Permit to do work prior to the filing of the final subdivision map of Pacific Corporate Center Units 2, 3 and 4, in accordance with the provisions of Section 102.0318 of the San Diego Municipal Code.

(Mira Mesa Community Area. District-5.)

CITY MANAGER REPORT: Section 102.0318 of the Municipal Code authorizes the City Engineer to issue a Special Permit to do work prior to the filing of a Final Subdivision Map, except when the subdivision is located within the Hillside Review (HR) zone. When the subdivision is in the HR zone, City Council must authorize the issuance of a Special Permit to allow work to start before the Final Map is filed. The subdivider has requested that he be allowed to start grading immediately. The tentative map was approved by the Subdivision Board on December 10, 1984, and the HR permit was approved on June 25, 1984. The Coastal Permit was approved on July 19, 1984. The improvement plans have been completed and the Final Map is expected to be ready for Council consideration in approximately 8 weeks. Before a Special Permit is issued by the City Engineer, if so authorized by Council, the subdivider will be required to pay all fees and provide a full surety to cover all the improvements included in the Subdivision Improvement Agreement.

FILE: SUBD Pacific Corporate Center Units 2, 3 and
4

COUNCIL ACTION: (Tape location: A616-665.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Martinez. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksmay-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

* ITEM-112: (R-86-1480) ADOPTED AS RESOLUTION R-265118

Resolution of Intention to vacate Thorn Street, between Kettner Boulevard and California Street, and adjacent to Lots 1 and 12, Block 132, and Lots 6 and 7, Block 143, both within Middletown, under the provisions of the Public Streets, Highways, and Service Easements Vacation Law; fixing a time and place for a public hearing.

(Uptown Community Area. District-2.)

FILE: STRT J-2594

COUNCIL ACTION: (Tape location: A616-665.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Martinez. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksmay-yea, Gotch-yea, McCarty-yea,

Martinez-yea, Mayor-vacant.

* ITEM-113: (R-86-1477) ADOPTED AS RESOLUTION R-265119

Vacating the unnamed public street described per deed, recorded September 19, 1893 in Book 222, Page 339 of Book of Deed in connection with North City West Neighborhood 3, Units 10 through 13, TM-85-0260, under the procedure for the summary vacation of streets where for a period of five consecutive years the street to be vacated has been impassable for vehicular travel and during such period no public money has been expended for maintenance.

(North City West Community Area. District-1.)

CITY MANAGER REPORT: The vacation of the unnamed public street is located in the North City West Community and extends to several neighborhoods. The street is to be vacated to facilitate development. The scope of the right-of-way is undefined, based on the description of the deed recorded in 1893. Therefore, the vacation covers the entire description of the deed and applies to the entire 80 acres. The abandonment of the right-of-way will not affect any currently dedicated right-of-way and the developments now underway in North City West are improving a new street system for traffic circulation. Staff review has indicated that the right-of-way to be vacated is no longer needed for present or prospective public use and can be summarily vacated. This application has been processed in accordance with Council Policy 600-15.

FILE: DEED F-3244 STRT J-2595 DEEDFY86-1

COUNCIL ACTION: (Tape location: A616-665.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Martinez. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksmay-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

* ITEM-114: (R-86-1484) ADOPTED AS RESOLUTION R-265120

Vacating the east to west alley and the southerly 180 feet of the north to south alley within Block 22 of Normal Heights, Map-985, under the procedure for the summary vacation of streets where the portion of street to be vacated consists of a portion of a street or highway that lies within property under one ownership and that does not continue through such ownership or end touching property of another; reserving and excepting from the foregoing vacation the right, easement and privilege of placing,

constructing, repairing, replacing, maintaining, using and operating public utilities of any kind or nature; declaring that the City reserves and excepts from vacation and abandonment, easements, and rights of any public utility pursuant to any existing franchise or renewal thereof; declaring that the easement reserved herein is in, under, over, upon, along and across that portion of the east to west alley in Block 22 of Normal Heights, Map-985, vacated. (Mid-City Community Area. District-3.)

CITY MANAGER REPORT: The abutting property owner has requested the vacation of the east/west alley in its entirety and the southerly 180 feet of the north/south alley, both within Block 22 of Normal Heights, Map-985. The petitioner owns all of the property adjacent to the closings which are in conjunction with PCD-82-0597.1. Development has been initiated over the rights-of-way. Arrangements were made to relocate or discontinue all public utilities in the north/south alley. This has been achieved and costs have been paid by the applicant. The east/west alley will still contain public utilities, for which a general utility easement is to be reserved. Engineering permits, which have been bonded, have been issued for all public improvements associated with the closing. These improvements are close to completion. Staff review has indicated that the rights-of-way to be vacated are not needed for present or prospective public use and can be vacated according to summary procedure. This application has been processed in accordance with Council Policy 600-15.

FILE: DEED F-3245 STRT J-2596 DEEDFY86-1

COUNCIL ACTION: (Tape location: A616-665.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Martinez. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

* ITEM-115: (R-86-1492) ADOPTED AS RESOLUTION R-265121

Approving the acceptance by the City Manager of that street easement deed of Pardee Construction Company, granting to City a portion of Rancho De Los Penasquitos; dedicating said land as and for a public street, and naming the same Sabre Springs Parkway.

(Sabre Springs Community Area. District-1.)

FILE: DEED F-3246 DEEDFY86-1

COUNCIL ACTION: (Tape location: A616-665.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Martinez. Passed

by the following vote: Wolfsheimer-yea, Cleator-not present,
McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, McCarty-yea,
Martinez-yea, Mayor-vacant.

* ITEM-116: (R-86-1490) ADOPTED AS RESOLUTION R-265122

Authorizing the execution of a deed conveying to San Diego
Gas and Electric Company an easement for overhead
electrical facilities affecting City-owned portion of the
East Half of the Northwest Quarter of Section 34, Township
12 South, Range 1 West, S.B.B.M.

(San Pasqual Community Area. District-1.)

CITY MANAGER REPORT: SDG&E requests this easement from the
City in order to extend overhead electrical power to a new
cheetah enclosure being constructed at the San Diego Wild Animal
Park. The enclosure is located in an area of the park not open
to the public and will be used to breed these animals in
captivity. The electrical installation to be covered by this
easement consists of three new cable poles with a string of
wires connecting to existing lines in the Highway 78
right-of-way. The installation, which SDG&E and the Wild Animal
Park are paying for, will serve the lights, heaters, and office
trailer required for operation of the cheetah enclosure. The
proposed easement contains about 12,235 square feet and has been
cleared with the Water Utilities Department. The Zoological
Society of San Diego operates the Wild Animal Park on City-owned
property under an operating agreement granted by the City in
1969.

WU-PR-86-006.

FILE: DEED F-3247 DEEDFY86-1

COUNCIL ACTION: (Tape location: A616-665.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Martinez. Passed
by the following vote: Wolfsheimer-yea, Cleator-not present,
McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, McCarty-yea,
Martinez-yea, Mayor-vacant.

* ITEM-117: (R-86-1491) ADOPTED AS RESOLUTION R-265123

Authorizing the execution of a deed conveying to San Diego
Gas and Electric Company an easement for underground
electrical facilities and appurtenances affecting
City-owned portion of Lot 68 of Rancho Mission of San
Diego.

(San Carlos Community Area. District-7.)

CITY MANAGER REPORT: On April 16, 1985, the City Council

adopted Resolution R-262942 establishing an underground utility district on Jackson Drive in the San Carlos area. SDG&E is in the process of converting the overhead lines within this district to underground and requests an easement in order to install a pad-mounted transformer with retaining wall on City-owned property adjacent to Jackson Drive. The sidewalk width along with this section of Jackson Drive is insufficient to accommodate the transformer pad and retaining wall without encroaching onto the adjoining property. The property to be affected by the easement is under lease to American Golf Corporation for the Navajo Canyon Golf Course. The transformer will exclusively serve a maintenance building in the golf course. The approximate area of the proposed easement is 50 square feet. SDG&E is paying for the transformer and the cost of installing it. The location of the transformer has been cleared with American Golf Corporation. No compensation was required of SDG&E since the easement is of direct benefit to the City's lessee.

FILE: DEED F-3248 DEEDFY86-1

COUNCIL ACTION: (Tape location: A616-665.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Martinez. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

* ITEM-118: (R-86-1489) ADOPTED AS RESOLUTION R-265124

Authorizing the execution of a deed conveying to San Diego Gas and Electric Company an easement for overhead electrical facilities and appurtenances affecting City-owned portion of the Southeast Quarter of the Southwest Quarter of Section 27, Township 13 South, Range 1 West, S.B.B.M. -- Mt. Woodson.

CITY MANAGER REPORT: SDG&E requests this easement in order to relocate the power pole that serves the City's radio communications building on Mt. Woodson. The relocation is necessary because the pole is situated in the path of a huge cracked boulder that has become unstable and could roll against the pole and knock it down at any time. At SDG&E's expense, the pole and the wires it supports will be moved to a safe position nearby. The proposed easement contains approximately 2,372 square feet. Upon relocation of the pole and wires to their new position, SDG&E will issue the City a quitclaim deed to the old alignment being abandoned, which covered about 2,067 square feet. The City's Communications and Electrical Division has

approved the proposed realignment.

FILE: DEED F-3249 DEEDFY86-1

COUNCIL ACTION: (Tape location: A616-665.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Martinez. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

* ITEM-119: (R-86-1438) ADOPTED AS RESOLUTION R-265125

Requesting the City Manager to require a 5-foot street reservation from property owners on the north side of Carmel Valley Road, between Portofino Drive and Del Mar Scenic Parkway, as a condition of development or redevelopment; requesting the City Manager to provide to every property owner who is required to reserve 5 feet of their property along this section of roadway, written notice that additional right-of-way may be needed in excess of the 5-foot street reservation, when the precise alignment for Carmel Valley Road is determined. (See City Manager Report CMR-85-598. Carmel Valley Community Area. District-1.)

COMMITTEE ACTION: Initiated by TLU on 12/4/85. Recommendation to direct the City Manager to require a street reservation of 5 feet along the north side of Carmel Valley Road between Portofino Drive and Del Mar Scenic Parkway as a condition of development or redevelopment. Districts 1, 6, 7 and 8 voted yea. District 4 not present.

CITY MANAGER REPORT: The future alignment of Carmel Valley Road has not yet been determined. On December 4, 1985, the Transportation and Land Use Committee approved the recommendation in City Manager Report CMR-85-598 that stated until future alignment is determined, an interim street reservation of 5 feet along the north side of Carmel Valley Road, between Portofino Drive and Del Mar Scenic Parkway, shall be required as a condition of development and redevelopment. This reservation requirement would be increased for future development if the alignment study determines a greater width is needed. For properties developing in the interim, the Committee directed that written notice should accompany all permits issued or reviewed by the Engineering and Development Department to indicate that when Carmel Valley Road is improved in the future, additional right-of-way may be required of those properties that have already reserved 5 feet, and the City could return to those property owners to purchase the additional width. The precise

alignment for Carmel Valley Road will be identified through a study to be done as a part of the Penasquitos Lagoon Enhancement Program, probably this year.

FILE: MEET

COUNCIL ACTION: (Tape location: A616-665.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Martinez. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

* ITEM-120: (R-86-1500) ADOPTED AS RESOLUTION R-265126

Accepting the year-end Report by the City's Endowment Officer, dated January 14, 1986, dealing with charitable giving.

(See Intergovernmental Relations Department Report IRD-86-2.)

COMMITTEE ACTION: Reviewed by RULES on 2/3/86. Recommendation to adopt the Resolution. Districts 2, 5 and 8 voted yea. District 3 not present.

FILE: MEET

COUNCIL ACTION: (Tape location: A616-665.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Martinez. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

19860224

ITEM-121: (R-86-1510) ADOPTED AS RESOLUTION R-265127

Approving and adopting the revised Conflict of Interest Code for the San Diego Housing Commission; rescinding the Conflict of Interest Code for the Housing Commission, adopted by Resolution R-223203 on April 2, 1979, as amended.

(See the Housing Commission Report dated 1/15/86.)

COMMITTEE ACTION: Reviewed by RULES on 2/3/86. Recommendation to adopt the Resolution. Districts 2, 5 and 8 voted yea. District 3 not present.

FILE: MEET

COUNCIL ACTION: (Tape location: B023-050.)

MOTION BY WOLFSHEIMER TO ADOPT AND DIRECT THE CITY MANAGER AND CITY ATTORNEY TO REVIEW AND AMEND, IF NECESSARY, APPENDIX A RELATING TO DISCLOSURE REQUIREMENTS FOR CONSULTANTS. THE RECOMMENDATION IS THAT ALL CONSULTANTS BE SUBJECT TO FEDERAL

AND

STATE DISCLOSURE LAWS AND NOT THE DETERMINATION OF THE EXECUTIVE DIRECTOR WHETHER OR NOT A PARTICULAR CONSULTANT IS REQUIRED TO COMPLY WITH THE REQUIREMENTS. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

19860224

ITEM-122: (R-86-1516) ADOPTED AS RESOLUTION R-265128

Amending the Manual of Administrative Practices for Utility Installations in Public Rights-of-Way.

CITY MANAGER REPORT: The requirement for a manual of administrative practices governing utility installations in public rights-of-way was identified at the time of the City's franchise grant to the San Diego Gas and Electric Company in 1970. The first edition of the manual was approved by Council in May of 1972. The second edition was approved by Council in September of 1976. The manual sets forth policies and procedures to coordinate the activities of all utilities operating within public rights-of-way. Such coordination is necessary to achieve maximum efficiency, maintain safe conditions for the public, and conserve the space within the streets. Among other provisions, it established a Utilities Coordination Committee which is currently chaired by the City Engineer. Its permanent membership consists of representatives from the City Water Utilities Department, General Services Department, Engineering and Development Department, Centre City Development Corporation, Southeast Economic Development Corporation, and Planning Department, plus the San Diego Gas and Electric Company, Pacific Bell, CATV companies, and other utilities with facilities within the public right-of-way. The Utilities Coordination Committee has found the existing manual to be in need of updating. The proposed revisions represent contributions from committee members and reflect experience gained since it was last updated in 1976. Utility companies that are not signatory to this manual are subject to the full public improvement permit process. The proposed revisions involved clarification of existing procedures and policies, reference to new equipment, the addition of more stringent instructions and attachment of reference material. One of the most significant changes relates to decorative surface restorations, especially within the "Urban Design Program" area of downtown San Diego where careful removal and replacement of

decorative surfaces are required. Specific procedures for safety and traffic control within construction zones have also been incorporated.

FILE: MEET

COUNCIL ACTION: (Tape location: B050-053.)

MOTION BY MARTINEZ TO ADOPT. Second by Gotch. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

19860224

ITEM-123: (R-86-1499) ADOPTED AS RESOLUTION R-265129

Declaring that the City supports and endorses the passage of the "Fair Responsibility Act of 1986" on the June 1986 Statewide Ballot to relieve the financial strain imposed on local government and its taxpayers.

(See Intergovernmental Relations Department Report IRD-86-3.)

COMMITTEE ACTION: Reviewed by RULES on 2/3/86. Recommendation to adopt the Resolution. Districts 2, 5 and 8 voted yea.

District 3 not present.

FILE: MEET

COUNCIL ACTION: (Tape location: B053-212.)

MOTION BY McCARTY TO ADOPT. Second by Struiksma. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

* ITEM-124: (R-86-1508) ADOPTED AS RESOLUTION R-265130

Approving the request by the Chairman of the Old San Diego Community Planning Committee to change the name of the Committee to the Old Town Community Planning Committee, as recommended in Planning Department Report PDR-86-077, dated 1/27/86, and approved by the Rules Committee on February 3, 1986.

(See Planning Department Report PDR-86-077; letter from the Chairman of the Old Town Community Planning Committee, dated 9/5/85 and the Communication Form from Geoff Mogilner, dated 1/3/86. District-2.)

COMMITTEE ACTION: Reviewed by RULES on 2/3/86. Recommendation to adopt the Resolution. Districts 2, 5 and 8 voted yea.

District 3 not present.

FILE: MEET

COUNCIL ACTION: (Tape location: A616-665.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Martinez. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

* ITEM-125: (R-86-1507) ADOPTED AS RESOLUTION R-265131

Approving in concept the designation of two Council Members as first and second alternates to the City's delegation to the Metropolitan Transit Development Board, as set forth in Deputy Mayor Ed Struiksma's memorandum to the Rules Committee, dated January 27, 1986.

(See memorandum from Deputy Mayor Struiksma dated January 27, 1986.)

COMMITTEE ACTION: Reviewed by RULES on 2/3/86. Recommendation to adopt the Resolution. Districts 2, 5 and 8 voted yea.

District 3 not present.

FILE: MEET

COUNCIL ACTION: (Tape location: A616-665.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Martinez. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

* ITEM-126: (R-86-1549) ADOPTED AS RESOLUTION R-265132

A Resolution approved by the City Council in Closed Session on Tuesday, January 28, 1986 by the following vote: Wolfsheimer-yea; Cleator-yea; McColl-yea; Jones-not present; Struiksma-yea; Gotch-yea; McCarty-not present; Martinez-yea; Mayor-vacant.

Authorizing the City Manager to pay the total sum of \$140,000 in the settlement of each and every claim against the City, its agents and employees, resulting from the personal injuries to Lewis C. Wright (Superior Court Case No. 489111, Lewis C. Wright v. City of San Diego; authorizing the City Auditor and Comptroller to issue one check in the total amount of \$140,000 made payable to Lewis C. Wright and his attorney, Thomas D. Schaefer, in full settlement of the lawsuit and all claims.

CITY MANAGER REPORT: This constitutes the complete and final settlement of Lewis C. Wright's personal injuries as a result of the accident of August 28, 1981.

Aud. Cert. 86685.

FILE: MEET

COUNCIL ACTION: (Tape location: A616-665.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Martinez. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

* ITEM-127: (R-86-1105) ADOPTED AS RESOLUTION R-265133

Amending the Fiscal Year 1986 Capital Improvements Program by adding CIP-12-057, Penasquitos Lagoon Management Program; authorizing the execution of a first amendment to the agreement with the United States Geologic Survey for cooperative investigation of the water resources of the City of San Diego; authorizing the City Auditor and Comptroller to transfer an amount not to exceed \$6,375 from CIP-91-801.3, Revenue Sharing Reserve, Fund 18013, to CIP-12-057, Penasquitos Lagoon Management Program; authorizing the expenditure of amounts not to exceed \$6,375 from CIP-12-057, Penasquitos Lagoon Management Program, Revenue Sharing Fund 18013 and \$6,375 from Deposit Trust Fund 63021, for payment of the City's share of the cost of installation of two stream flow/sediment gauges by the United States Geologic Survey.

(Sorrento Valley Community Area. District-1.)

CITY MANAGER REPORT: In August, 1984, the United States Geologic Survey (USGS) requested the City's cooperation and joint funding of the installation of gauging stations on Carmel Valley and Los Penasquitos Creeks to monitor streamflow and sediment transport into Penasquitos Lagoon. Based on a Letter of Intent to this effect from the City, the USGS installed the gauges. Conditions of the City's contribution were that the Penasquitos Lagoon Foundation would fund half the City's share of \$12,750, and that a maintenance agreement be concluded between the USGS and other parties. These two conditions have been met and the item on today's docket will provide the City's share of \$6,375. The installation and monitoring of the data from these two gauges will be helpful in the development of the City's evaluation procedures for determining the effectiveness of the performance standards for grading during the rainy season pursuant to the requirements of the Local Coastal Plan and the Penasquitos Lagoon Enhancement Plan.

Aud. Cert. 86363.

FILE: MEET CONFY86-1

COUNCIL ACTION: (Tape location: A616-665.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Martinez. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

19860224

ITEM-128: (R-86-1509) ADOPTED AS RESOLUTION R-265134

Approving the recommendation of the Planning Director and the City Manager contained in Planning Department Report PDR-86-071, dated January 27, 1986, regarding possible boundary line adjustments with the City of Santee; authorizing appropriate City of San Diego staff to work with staff of the City of Santee for the purpose of identifying possible boundary line adjustments of mutual benefit to both agencies.

(See Planning Department Report PDR-86-071 and memorandum from Mike Stepner dated 1/7/86.)

COMMITTEE ACTION: Reviewed by RULES on 2/3/86. Recommendation to adopt the Resolution. Districts 2, 5 and 8 voted yea. District 3 not present.

FILE: MEET

COUNCIL ACTION: (Tape location: B212-268.)

MOTION BY McCARTY TO ADOPT. Second by Martinez. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

* ITEM-129: (R-86-1214) ADOPTED AS RESOLUTION R-265135

Authorizing a 35-year lease agreement with American Golf Corporation for the operation of the 147-acre Navajo Canyon Golf Course, at an initial minimum rent of \$25,500 against specified percentages of gross income.

(San Carlos Community Area. District-7.)

COMMITTEE ACTION: Reviewed by PFR on 2/12/86. Recommendation to approve the execution of a 35-year lease agreement with American Golf Corporation. Districts 1, 2, 5 and 7 voted yea.

CITY MANAGER REPORT: In December 1981, American Golf Corporation, formerly California Golf/Tennis, Inc., purchased the Pagni-Worcester lease of Navajo Canyon Golf Course through a bankruptcy auction. The terms and conditions of the existing lease remained the same, including the lease expiration date of September 30, 1999, and the rental of 10 percent of gross income against a minimum annual rent of \$25,500. American Golf spent

\$400,000 in improvements to the course and quickly turned it from a losing operation into a successful one. The City has received over \$269,000 in rent since American Golf was assigned the lease, in contrast with sizable debts left by the previous lessee. American Golf proposes to make additional substantial improvements to the golf course during the next five years at a cost of about \$400,000 and has requested a 21-year lease extension in order to obtain long-term financing. Rather than amend the existing lease, American Golf agreed to replace the old lease with the City's current lease document, which provides for periodic upward adjustments to both the minimum annual rent and the percentage rent. The percentage rent in the new lease will immediately increase from 10 percent to 10 1/2 percent, with phased increases at five-year intervals reaching 15 percent in the year 2015. The new lease incorporates the 21-year lease extension, which will move the expiration date to the year 2020. American Golf has also agreed to change the name of Navajo Canyon Golf Course, as requested by the City, to Mission Trails Golf Course.

WU-PR-85-310.

FILE: LEAS American Golf Corporation

LEASFY86-1

COUNCIL ACTION: (Tape location: A616-665.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Martinez. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

* ITEM-130: (R-86-1483) ADOPTED AS RESOLUTION R-265136

Authorizing the execution of an agreement with El Cajon Boulevard "Gateway" Business Improvement Association, Inc. for the purpose of providing professional and operational services in connection with the El Cajon Boulevard Business Improvement District; approving the budget submitted by the Association and incorporated in the above agreement.

(See City Manager Report CMR-86-60.)

Aud. Cert. 86663.

FILE: MEET CONFY86-1

COUNCIL ACTION: (Tape location: A616-665.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Martinez. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

* ITEM-131: (R-86-1521) ADOPTED AS RESOLUTION R-265137

Authorizing the City Manager to extend the term of the option agreement with Mission Pacific Associates (MPA) from February 28, 1986 to August 31, 1986, for development of a Ramada Renaissance Hotel on City-owned land in Mission Bay, with the stipulation that MPA pay a fee of \$25,000 per month during the extension period for each month or part thereof during which the lease remains unexecuted.

(Mission Bay Community Area. District-6.)

CITY MANAGER REPORT: The option agreement with Mission Pacific Associates (MPA) for development of a Ramada Renaissance Hotel on City-owned land in Mission Bay has been extended several times over the past two years. Earlier extensions were related to landfill issues on the site beyond MPA's control; more recent extensions were to permit MPA to assemble a financing package in the currently difficult hotel financing environment. Since October, 1985, the developer has and is continuing to diligently pursue several alternative avenues to finance the \$73.5 million project but has not yet been able to complete the financing arrangements. MPA has therefore requested that the existing option agreement, expiring on February 28, 1986, be extended for a six-month period to provide the flexibility and lender comfort level necessary to arrange the financing package. Such extension is crucial to project continuation. MPA remains totally committed to the project. The developer has expended over \$4.6 million on the project to date, has obtained all necessary regulatory approvals and site plans, has moved key staff to San Diego and is ready to commence construction once financing is finalized.

FILE: LEAS Mission Pacific Associates (MPA)

LEASFY86-1

COUNCIL ACTION: (Tape location: A616-665.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Martinez. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

19860224

ITEM-132: (R-86-1228 Rev.1) ADOPTED AS RESOLUTION R-265138

Authorizing the execution of three lease agreements with Robert L. and Susan E. Weston, Dr. Jonathan S. Smith and Maxine Boyl, Trustee, for City-owned property at La Jolla Shores Drive and North Torrey Pines Road for use for access

to their adjacent property, at a combined initial annual lease rental of \$801.

(See City Manager Report CMR-86-27. La Jolla Community Area. District-1.)

COMMITTEE ACTION: Reviewed by PFR on 1/22/86. Recommendation to authorize the City Manager to execute the lease agreements. Districts 1, 6 and 7 voted yea.

NOTE: See Item 50.

FILE: LEAS Robert L. and Susan E. Weston, Dr.
Jonathan S. Smith and Maxine Boyl, Trustee
LEASEFY86-3

COUNCIL ACTION: (Tape location: B269-350.)

MOTION BY WOLFSHEIMER TO ADOPT SUBJECT TO THE CLARIFICATION THAT THE PUBLIC MAY WALK ON PROPERTY, THAT THE CITY MAY AUTHORIZE USES ABOVE, BELOW AND ON THE SURFACE, AND THAT IT IS NOT SOLELY UP TO LESSEE TO EXCLUDE PEOPLE. Second by Martinez. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksmay-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

* ITEM-133: (R-86-1522) ADOPTED AS RESOLUTION R-265139

Authorizing the City Manager to negotiate with Brothers United San Diego Firefighters, Inc., for the lease of Fire Station 19, located at 3601 Ocean View Boulevard, for the purpose of maintaining a fire department museum and public meeting area.

(See City Manager Report CMR-86-53; letter from William Brown dated 2/11/86; memorandum from Council Member Jones dated 2/17/86. Southeast San Diego Community Area. District-4.)

COMMITTEE ACTION: Reviewed by PFR on 2/12/86. Recommendation to authorize the City Manager to negotiate a lease under the provisions of Council Policy 700-12 which require that non-profit lessees pay fair rent unless the organization provides qualifying public services. Districts 1, 2, 5 and 7 voted yea.

FILE: LEAS Brothers United San Diego Firefighters, Inc. LEASFY86-1

COUNCIL ACTION: (Tape location: A616-665.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Martinez. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksmay-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

ITEM-150: (R-86-1176) CONTINUED TO MARCH 3, 1986

Authorizing the execution of an agreement with Bill Sherman for the purpose of providing assistance in marketing the pro shop/driving range lease at the Torrey Pines Golf Course, for an amount not to exceed \$8,000. (See City Manager Reports CMR-86-56, CMR-86-31, CMR-86-2 and Committee Consultant Analysis PFR-86-4. Torrey Pines Community Area. District-1.)

COMMITTEE ACTION: Reviewed by PFR on 2/12/86.

Recommendation to approve conducting the Request for Proposal process for the driving range and pro shop at Torrey Pines.

Districts 1, 2, 5 and 7 voted yea. Recommendation to authorize the City Manager to execute an agreement with Mr. Bill Sherman to provide assistance in marketing the pro shop and driving range. Districts 2 and 5 voted yea. Districts 1 and 7 voted nay.

Aud. Cert. 86521.

FILE: --

COUNCIL ACTION: (Tape location: A190-200.)

MOTION BY McCOLL TO CONTINUE TO MARCH 3, 1986, AT DEPUTY MAYOR STRUIKSMA'S REQUEST. Second by Martinez. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

19860224

ITEM-151: (R-86-1475) ADOPTED AS RESOLUTION R-265160

(Continued from the meeting of December 16, 1985 at the City Manager's request.)

The matter of a report from the City Manager on the issue of the City's providing matching funds for the National Endowment for the Arts Grant.

(See City Manager Report CMR-85-599; memorandum with attachment from Kevin Sweeney dated 11/20/85; the "COMBO Request of City to Match NEA Grant" dated 11/85.)

COMMITTEE ACTION: Reviewed by RULES on 11/25/85.

Recommendation to direct the City Manager to present the above report to the full City Council. Districts 6, 8, and Mayor voted yea. Districts 1 and 4 excused.

FILE: MEET

COUNCIL ACTION: (Tape location: B426-C232.)

MOTION BY GOTCH TO SUPPORT THE REQUEST, DIRECT THE CITY MANAGER TO DETERMINE WHICH DEPARTMENT WILL PROVIDE STAFF FOR THE GRANT

AND OTHER FUNCTIONAL STAFF SUPPORT FOR THE ARTS ADVISORY BOARD, AND REFER TO RULES COMMITTEE FOR REVIEW THE ISSUE OF REPORTING AND COMMUNICATION LINES. Second by Wolfsheimer. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

ITEM-200: (R-86-1476) ADOPTED AS RESOLUTION R-265140

Vacating a portion of Del Mar Heights Road, west of El Camino Real, and a portion of El Camino Real, north of Del Mar Heights, in conjunction with North City West Neighborhood 3, Units 10 and 11 Subdivisions (TM-85-0260), under the procedure for the summary vacation of streets where the portion of street to be vacated is excess right-of-way and is no longer required for street or highway purposes; reserving and excepting from the foregoing vacation the right, easement and privilege of placing, constructing, repairing, replacing, maintaining, using and operating public utilities of any kind or nature; declaring that the City reserves and excepts, from vacation and abandonment, easements, and rights of any public utility pursuant to any existing franchise or renewal thereof; declaring that the the easement reserved herein is in, under, over, upon, along and across that portion of Del Mar Heights Road and El Camino Real; declaring that this resolution shall not become effective unless and until the final subdivision maps of North City West Neighborhood 3, Units 10 and 11 (TM-85-0260) have been approved by Council action; in the event that the final maps are not approved by August 1, 1988, this resolution shall become void and of no further force or effect; directing the City Engineer to advise the City Clerk of the approval of the aforementioned subdivision map.

(North City West Community Area. District-1.)

CITY MANAGER REPORT: The vacations of a portion of Del Mar Heights Road, west of El Camino Real, and a portion of El Camino Real, north of Del Mar Heights Road, are conditions of approval for the proposed North City West Neighborhood 3, Units 10 and 11 (TM-85-0260). The portions are to be vacated to facilitate development. The City owns adjacent property and fee title to a portion of Del Mar Heights Road. Purchase of the City-owned parcel and fee title is a condition of North City West Neighborhood 3, Unit 11. The areas of vacation are excess rights-of-way, unimproved, and contain no public facilities.

The adjacent subdivisions will improve Del Mar Heights Road and El Camino Real to their maximum width. The subdivision maps proposed for North City West Neighborhood 3, Units 10 and 11, will be bonded for and constructed with the proposed subdivision. A combination sewer and drainage easement and a separate drainage easement are to be reserved through the vacation to maintain the proposed sewer and drainage systems. Staff review has indicated that the rights-of-way to be vacated are no longer needed for present or prospective public use and can be summarily vacated, conditioned upon the approval and recordation of North City West Neighborhood 3, Units 10 and 11 (TM-85-0260). The street vacations are also conditioned upon acquisition of the City-owned parcel in a portion of the NW 1/4 of the SW 1/4 of Section 18, T14S, R3W, SBM for the proposed Unit 11 listed above. This application has been processed in accordance with Council Policy 600-15.

NOTE: See Item 201.

FILE: DEED F-3250 STRT J-2593 DEEDFY86-1

COUNCIL ACTION: (Tape location: A238-264.)

MOTION BY WOLFSHEIMER TO ADOPT. Second by Martinez. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

ITEM-201: (R-86-1451) ADOPTED AS RESOLUTION R-265141

Authorizing the sale by negotiation of all that portion of the Southwest Quarter of Section 18, Township 14 South, Range 3 West to Pardee Construction Company for the amount of \$51,000; authorizing the execution of a grant deed, granting to Pardee Construction Company said property; determining that no broker's commission shall be paid by the City on said negotiated sale.

(Del Mar Community Area. District-1.)

CITY MANAGER REPORT: The City has been approached by the adjoining owner, Pardee Construction Company, to purchase the subject parcel for incorporation into their North City West Development, Unit 11. The parcel, consisting of .634 acres of MF-1 land, is part of the Del Mar Heights Road right-of-way acquired in fee from the State of California and no longer needed by the City, and part of El Camino Real before that street was relocated easterly. The property has been appraised at \$51,000 by an independent fee appraiser. Additionally, since the property is a dedicated street, a street vacation request is being processed as a separate action.

NOTE: See Item 200.

FILE: DEED F-3251 DEEDFY86-1

COUNCIL ACTION: (Tape location: C268-285.)

MOTION BY WOLFSHEIMER TO ADOPT. Second by Martinez. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

ITEM-202: (R-85-2569) RETURNED TO CITY MANAGER

(Continued from the meetings of July 22, 1985, Item 109, August 5, 1985, Item 202, November 4, 1985, Item 201, November 25, 1985, Item 204, and January 27, 1986, Item 202; last continued at City Manager's request.)

Declaring the real property and improvements owned by the City of San Diego, identified in the TMY Farms, Inc. lease agreement with the City as Buildings No. 3 and 5, to be a public nuisance; authorizing the City Attorney to take appropriate legal action to abate said nuisance.

(See City Manager Report CMR-85-355. San Pasqual Community Area. District-1.)

FILE: --

COUNCIL ACTION: (Tape location: A188-191.)

MOTION BY GOTCH TO RETURN TO THE CITY MANAGER AT THE CITY MANAGER'S REQUEST. Second by Jones. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

ITEM-203: (O-86-139 Rev. 1) ADOPTED AS ORDINANCE O-16601 (New Series)

Entering into an agreement with San Diego Gas and Electric Company for the purpose of obtaining a \$450,000 incentive payment from SDG&E for gas air conditioning in the San Diego Convention Center.

(See City Manager Report CMR-86-38. Centre City Community Area. District-8. Introduced on 2/10/86. Council voted 8-0. Mayor vacant.)

FILE: MEET CONTFY86-1

COUNCIL ACTION: (Tape location: C550-570.)

Hearing began 4:38 p.m. and halted 4:39 p.m.

MOTION BY GOTCH TO DISPENSE WITH THE READING AND ADOPT. Second by Jones. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea,

Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

ITEM-204: CONTINUED TO MARCH 10, 1986, 3:00 P.M. TIME CERTAIN

(Continued from the meetings of January 28, 1986, Item 332, and February 11, 1986, Item 335; last continued at Council Member McCarty's request.)

A position 'In Favor' is a position in favor of the permit.

A position 'Opposed' is a position against the permit.
Matter of Golden Hill Villas/Planned Residential Development PRD-85-0797 (formerly Golden Hills Villas). This project proposes the construction of 90 multi-family dwelling units with associated landscaping, parking and amenities.

The subject property is located at the terminus of Beech Street between Whaley Avenue and Ash Street, in Zone R-3000, within the boundaries of the Golden Hill Community Plan, and is more particularly described as Lot 1, Golden Hill Villas, Map-10375.

(PRD-85-0797 (Previous PRD-20-143-0). District-8.)

Subitem-A: (R-86-)

Adoption of a Resolution certifying that the information contained in Environmental Impact Report EIR-85-0797 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and that said report has been reviewed and considered by the Council.

Subitem-B: (R-86-)

Adoption of a Resolution granting or denying the permit.

Subitem-C: (R-86-)

Adoption of a Resolution containing appropriate findings of mitigation, feasibility or project alternatives pursuant to California Public Resources Code Section 21081 in connection with Environmental Impact Report EIR-85-0797.

FILE: --

COUNCIL ACTION: (Tape location: C576-E397.)

Hearing began 4:39 p.m. and halted 5:53 p.m.

Testimony in favor by Jim Dawe and Tom Carter.

Testimony in opposition by John McEvoy, Keith Simon, Joe Naftel, Jay Powell, Hryhori Spycia, David Neuschuler, and Jim Haug.

The hearing was closed.

Motion by Gotch to extend the time of the Council session ten minutes. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

MOTION BY JONES TO CONTINUE TO MARCH 10, 1986, 3:00 P.M. TIME CERTAIN TO ALLOW APPLICANT TO CONSIDER 72 UNITS FOR THE PROPOSED PROJECT. Second by Gotch. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

Motion by Wolfsheimer to extend the time of the Council Meeting to 6:10 p.m. Second by Martinez. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

* ITEM-S400:

Four actions relative to the final subdivision map of Carmel Mountain Ranch Unit No. 5, a 98-lot subdivision located southeasterly of Rancho Carmel Drive and Carmel Mountain Road:
(Rancho Carmel Community Area. District-1.)

Subitem-A: (R-86-1466) ADOPTED AS RESOLUTION R-265142
Authorizing the execution of an agreement with Carmel Mountain Ranch for the installation and completion of public improvements.

Subitem-B: (R-86-1465) ADOPTED AS RESOLUTION R-265143
Approving the final map.

Subitem-C: (R-86-1468) ADOPTED AS RESOLUTION R-265144
Authorizing the acceptance of a street easement deed of Carmel Mountain Ranch, granting to the City an easement for public street purposes in a portion of Lot 76 of Pompeii Subdivision, Map-1738; dedicating as and for a public street, and naming the same Rancho Carmel Drive.

Subitem-D: (R-86-1469) ADOPTED AS RESOLUTION R-265145
Authorizing the acceptance of the deed of Carmel Mountain Ranch, granting to the City easements for general utility and access, drain and sewer purposes in a portion of Rancho Los Penasquitos and Lot 76 of Pompeii Subdivision,

Map-1738.
FILE:

Subitems A and B SUBD Carmel Mountain Ranch
Unit No. 5,

Subitem-C DEED F-3252,

Subitem-D

F-3253 DEEDFY86-2

COUNCIL ACTION: (Tape location: A616-665.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Martinez. Passed
by the following vote: Wolfsheimer-yea, Cleator-not present,
McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea,
Martinez-yea, Mayor-vacant.

* ITEM-S401:

Two actions relative to the final subdivision map of
Woodcrest Bernardo Heights, a 166-lot subdivision located
southerly of Bernardo Heights Parkway and Avenida Venusto:
(Rancho Bernardo Community Area. District-1.)

Subitem-A: (R-86-1560) ADOPTED AS RESOLUTION R-265146
Authorizing the execution of an agreement with Woodcrest
Heights Associates for the installation and completion of
public improvements.

Subitem-B: (R-86-1559) ADOPTED AS RESOLUTION R-265147
Approving the final map.

FILE: SUBD Woodcrest Bernardo Heights

COUNCIL ACTION: (Tape location: A616-665.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Martinez. Passed
by the following vote: Wolfsheimer-yea, Cleator-not present,
McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea,
Martinez-yea, Mayor-vacant.

19860224

* ITEM-S402: (R-86-1553 Rev.) ADOPTED AS RESOLUTION R-265148

Adopting the Amendments to the Articles of Incorporation of
the San Diego Data Processing Corporation, Inc. to conform
to the dedication and dissolution clause requirements of
the State Board of Equalization for qualification for a
property tax exemption pursuant to Section 214 of the State

Revenue and Taxation Code.

(See City Manager Report CMR-86-71.)

FILE: MEET

COUNCIL ACTION: (Tape location: A616-665.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Martinez. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

ITEM-S403: (R-86-1449) ADOPTED AS RESOLUTION R-265149

(Continued from the meeting of February 18, 1986, Item 113, at Council Member Gotch's request.)

Authorizing the City Manager to expend an amount not to exceed \$10,000 from Open Space Bond Fund 79103 for the appraisal of 3.6 acres in Mid-City Canyon Addition C (32nd Street Canyon) for purposes of acquisition as open space.

(See City Manager Report CMR-85-583. Greater Golden Hill and Park North-East Community Areas. District-8.)

COMMITTEE ACTION: Reviewed by PFR on 1/8/86. Recommendation to approve the City Manager's report. Districts 1, 2, 5 and 7 voted yea. District 6 not present.

Aud. Cert. 86652.

FILE: STRT OS-1

COUNCIL ACTION: (Tape location: E398-524.)

MOTION BY McCARTY TO ADOPT. Second by Martinez. Passed by the following vote: Wolfsheimer-nay, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

ITEM-S404: (R-86-1439) CONTINUED TO MARCH 3, 1986

(Continued from the meetings of February 18, 1986, Item 120 and February 24, 1986, Item S404; last continued at Council Member Wolfsheimer's request.)

Authorizing the execution of a first amendment to the option agreement with San Diego Musical Arts Foundation, for the restoration of the House of Charm in Balboa Park, for the operation of a performing arts center.

(Balboa Park Community Area. District-8.)

CITY MANAGER REPORT: The San Diego Musical Arts Foundation has requested a two year extension, to August 8, 1988, of its three year option to the House of Charm in Balboa Park. The Foundation's financing strategy is to secure one to a few large contributions to finance the multi-million dollar project. They

report considerable success in the cultivation of a number of potential donors, with initial expressions of interest from two qualified donors. The principal need for this extension is that donors of this magnitude will almost certainly use appreciated assets to fund the project. Various proposals before Congress include proposals to eliminate deductions of appreciated assets at market value, and other questions are created by proposed tax changes. Tax advisors are recommending deferral of major contributions until these rules are clarified. This amendment not only extends the term of the option agreement by two years but also modifies the schedule for certain submittals to be consistent with that extension.

FILE: --

COUNCIL ACTION: (Tape location: E540-673.)

MOTION BY WOLFSHEIMER TO CONTINUE TO MARCH 3, 1986, AND DIRECT THE CITY MANAGER TO NEGOTIATE A CANCELLATION CLAUSE FOR A 60-DAY NOTICE. Second by Martinez. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

ITEM-S405: CONTINUED TO MARCH 3, 1986

(Continued from the meeting of February 18, 1986, Item 330, at Council Member McColl's request.)

A proposal to approve a revised General Plan Housing Element.

The revised Housing Element includes an identification and analysis of the City's housing needs; a statement of goals, policies, and quantified objectives; and a five-year program of actions intended to achieve those quantified objectives.

The proposed revision of the Housing Element is the draft report entitled "City of San Diego Housing Element (July, 1985)", and the Planning Department recommended changes contained in Attachments B and C of Planning Department Report PRD-86-080. Copies of both reports may be reviewed in the Planning Department, 4th Floor, City Administration Building, 202 "C" Street, San Diego, California.

Subitem-A: (R-86-459)

Adoption of a Resolution certifying that the information contained in Environmental Negative Declaration END-85-0357 has been completed in compliance with the California Environmental Quality Act of 1970 and State guidelines, and

that said declaration has been reviewed and considered by the Council.

Subitem-B: (R-86-458 Rev.)

Adoption of a Resolution approving the revised Housing Element.

FILE: --

COUNCIL ACTION: (Tape location: F131-139.)

MOTION BY GOTCH TO CONTINUE TO MARCH 3, 1986, AT HIS REQUEST.

Second by Jones. Passed by the following vote:

Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-not present, Mayor-vacant.

ITEM-S406: (R-86-1567) ADOPTED AS RESOLUTION R-265150

Declaring that the City Council joins with the people of San Diego in welcoming Anatoly Shcharansky to freedom and calling upon the Soviet government to open the gates for free emigration.

FILE: MEET

COUNCIL ACTION: (Tape location: A055-088.)

MOTION BY GOTCH TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

ITEM-S407: (O-86-148) INTRODUCED AND ADOPTED AS ORDINANCE
O-16602 (New Series)

Introduction and adoption of an Ordinance amending Chapter II, Article 7, Division 22, of the San Diego Municipal Code by amending Section 27.2205; amending Division 32, by amending Sections 27.3201, 27.3202, 27.3205 and 27.3209, all relating to Ballots and Write-In Candidates, to permit write-in candidates as qualified candidates in general, special, and primary elections.

CITY ATTORNEY REPORT: The purpose of this Ordinance is to clarify the process for selection of candidates described in Section 10 of the Charter of the City of San Diego, as modified by Canaan v. Abdelnour, 40 Cal. 3d 703 (1986), to provide for write-in candidates in general and special municipal elections. The process conforms to the one previously adopted by Council for write-in candidates in municipal primary elections.

FILE: MEET

COUNCIL ACTION: (Tape location: E532-534.)

MOTION BY McCOLL TO INTRODUCE, DISPENSE WITH THE READING AND ADOPT. Second by McCarty. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

ITEM-S408: (R-86-1598) REFERRED TO PUBLIC FACILITIES AND RECREATION COMMITTEE

Granting a partial waiver of fees in the amount of \$2,275, pursuant to Council Policy 700-43, for the use of the Civic Theatre on March 10, 1986, for a show entitled "Evening With Friends"; accepting the offer of the sponsoring organization, the San Diego AIDS Project, to assume all of the remaining costs of the event; authorizing the Auditor and Comptroller to transfer the sum of \$2,275 from the General Fund 100, Unallocated Reserve (605) to the Convention and Performing Arts Center Fund (10320) for the purpose of reimbursing the Center in the amount of the above waived fees, pursuant to Council Policy 700-43, Section A.4.

(See the letter from Supervisor Leon Williams, dated 12/30/85 and the letter from the Chairman, Board of Directors, San Diego AIDS Project.)
Aud. Cert. 86721.

FILE: MEET

COUNCIL ACTION: (Tape location: B350-426.)

MOTION BY MARTINEZ TO REFER TO PUBLIC FACILITIES AND RECREATION COMMITTEE FOR REVIEW ON WEDNESDAY, FEBRUARY 26, 1986. Second by Jones. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

ITEM-S409: (R-86-1568) ADOPTED AS RESOLUTION R-265151

Confirming the appointment of James R. Dawe, to serve as a member of the Board of Library Commissioners, to replace Robert Arndal, who has resigned, for a term ending March 1, 1990.

FILE: MEET

COUNCIL ACTION: (Tape location: A200-589, C368-542.)

Motion by Jones to continue to March 3, 1986, pending the results of the election on February 25, 1986. Second by Gotch. Failed by the following vote: Wolfsheimer-yea, Cleator-not

present, McColl-nay, Jones-yea, Struiksmay-nay, Gotch-yea, McCarty-yea, Martinez-nay, Mayor-vacant.

MOTION BY MARTINEZ TO ADOPT. Second by McColl. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-nay, Struiksmay-yea, Gotch-nay, McCarty-yea, Martinez-yea, Mayor-vacant.

ITEM-S410: (R-86-1571) CONTINUED TO MARCH 3, 1986

Matter of a discussion of the following nominees for appointment to fill 2 vacancies on the San Diego Stadium Authority Governing Board for 4-year terms expiring on December 31, 1989:

NAME	NOMINATED BY
Simon Coleman	Deputy Mayor Struiksmay
Daniel Bridge	Council Member McColl
Robert Miller, III	Council Member Jones
Bill Thompson	Council Member Jones
Eileen Haag	Council Member Gotch

FILE: --

COUNCIL ACTION: (Tape location: A200-589, C368-542.)

Motion by Jones to continue to March 3, 1986, pending the results of the election on February 25, 1986. Second by Gotch. Failed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-nay, Jones-yea, Struiksmay-nay, Gotch-yea, McCarty-yea, Martinez-nay, Mayor-vacant.

Eileen Haag's name was withdrawn.

MOTION BY JONES TO CONTINUE TO MARCH 3, 1986, AT DEPUTY MAYOR STRUIKSMA'S REQUEST. Second by Gotch. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksmay-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

ITEM-S411: (R-86-1569) CONTINUED TO MARCH 3, 1986

Confirming the appointment of Alice Silverberg, to serve as a member of the Public Arts Advisory Board, for a term ending July 1, 1987, to replace Betty Riis, whose term has expired.

FILE: --

COUNCIL ACTION: (Tape location: A200-589.)

Motion by Jones to continue to March 3, 1986, pending the results of the election on February 25, 1986. Second by Gotch. Failed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-nay, Jones-yea, Struiksmay-nay, Gotch-yea,

McCarty-yea, Martinez-nay, Mayor-vacant.

MOTION BY JONES TO CONTINUE TO MARCH 3, 1986, AT DEPUTY MAYOR STRUIKSMA'S REQUEST. Second by Gotch. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

ITEM-S412: (R-86-1570) CONTINUED TO MARCH 3, 1986

Confirming the appointment of the following persons to serve as members of the Noise Control and Abatement Board for terms expiring January 1, 1988:

NAME	CATEGORY REPRESENTED
Dr. Robert Novak (To replace Vernon T. Yoshioka, whose term has expired.)	Member of the Public
Dr. Jack Zimmerman (To replace George Clavis, whose term has expired.)	Electronic Engineering

FILE: --

COUNCIL ACTION: (Tape location: A200-589, C368-542.)

Motion by Jones to continue to March 3, 1986, pending the results of the election on February 25, 1986. Second by Gotch. Failed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-nay, Jones-yea, Struiksma-nay, Gotch-yea, McCarty-yea, Martinez-nay, Mayor-vacant.

MOTION BY JONES TO CONTINUE TO MARCH 3, 1986, AT DEPUTY MAYOR STRUIKSMA'S REQUEST. Second by Gotch. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

ITEM-S413: (R-86-1473) ADOPTED AS RESOLUTION R-265152

Opposing Assembly Bill 2907 and directing the Intergovernmental Relations Department to express this opposition to the appropriate legislative and administrative bodies in Sacramento.

INTERGOVERNMENTAL RELATIONS DIRECTOR REPORT: San Diego City voters overwhelmingly approved Proposition A in November 1985 which prohibits the City Council from removing land in the City's urban reserve without voter approval. Assemblyman Gil Ferguson recently introduced AB 2907 which would overturn this

proposition by nullifying any local zone ordinance or regulation that "has the effect of denying or limiting the development of housing" unless the measure is "necessary to achieve a vital and pressing governmental interest." Since this legislation overturns a voter-approved initiative in San Diego, it is important for our Council to express its feelings on this legislation before this measure is scheduled for hearing in the State Assembly.

FILE: MEET

COUNCIL ACTION: (Tape location: F012-F026.)

MOTION BY GOTCH TO ADOPT. Second by Jones. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, McCarty-yea, Martinez-not present, Mayor-vacant.

Motion by Gotch to extend the time of the Council Meeting for 10 minutes. Second by Jones. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, McCarty-yea, Martinez-not present, Mayor-vacant.

* ITEM-S414: (R-86-1577) ADOPTED AS RESOLUTION R-265753

Directing the City Clerk to notice and publish the change in the hearing date of the following items from March 18, 1986, at 2:00 p.m., to April 1, 1986, at 2:00 p.m.:
1) The North City West Development Unit 4A Precise Plan amendment; and 2) The appeals of North City West Development Plan Permit PD-85-0220 and Tentative Map TM-85-0220.
(District-1.)

FILE: LAND North City West Devl. Unit 4A Precise
Plan SUBD North City West Neighborhood 4A,
Units 1, 2, 3, 4, & 5 PERM - NCW
Development Plan Permit 85-0220

COUNCIL ACTION: (Tape location: A616-665.)

CONSENT MOTION BY GOTCH TO ADOPT. Second by Martinez. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksmayea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

ITEM-S415: (R-86-1572) CONTINUED TO MARCH 3, 1986

Confirming the appointment of Archie C. Garcia to serve as a member of the Civil Service Commission, for a term expiring January 9, 1991, to replace James MacFarland,

whose term has expired.

FILE: --

COUNCIL ACTION: (Tape location: A200-589, C368-542.)

Motion by Jones to return to the Deputy Mayor. Second by Gotch.

Failed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-nay, Jones-yea, Struiksma-nay, Gotch-yea, McCarty-yea, Martinez-nay, Mayor-vacant.

MOTION BY JONES TO CONTINUE TO MARCH 3, 1986, AT DEPUTY MAYOR STRUIKSMA'S REQUEST. Second by Gotch. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-yea, Mayor-vacant.

ITEM-UC-1: (R-86-1530) ADOPTED AS RESOLUTION R-265154

A Resolution presented to the City Council with UNANIMOUS CONSENT:

Commending Tom Johnson for his years of dedication, leadership and service to his community and The City of San Diego.

FILE: MEET

COUNCIL ACTION: (Tape location: F139-143.)

MOTION BY JONES TO ADOPT. Second by Gotch. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-not present, Mayor-vacant.

ITEM-UC-2: (R-86-1595) ADOPTED AS RESOLUTION R-265155

A Resolution presented to the City Council with UNANIMOUS CONSENT:

Excusing Council Member Bill Cleator from the Council meeting Monday afternoon, February 24, 1986, due to illness.

FILE: MEET

COUNCIL ACTION: (Tape location: F143-147.)

MOTION BY McCOLL TO ADOPT. Second by Jones. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-not present, Mayor-vacant.

ITEM-UC-3: (R-86-1596) ADOPTED AS RESOLUTION R-265156

A Resolution presented to the City Council with UNANIMOUS CONSENT:

Excusing Council Member William D. Jones from Council session of Tuesday, February 11, 1986, for one hour of the morning session for the purpose of making a presentation to the County Board of Supervisors.

FILE: MEET

COUNCIL ACTION: (Tape location: F154-162.)

MOTION BY JONES TO ADOPT. Second by Gotch. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-not present, Mayor-vacant.

19860224

ITEM-UC-4: (R-86-1597) ADOPTED AS RESOLUTION R-265157

A Resolution presented to the City Council with UNANIMOUS CONSENT:

Excusing Council Member Mike Gotch from the remainder of the Council meeting of February 18, 1986, due to illness.

FILE: MEET

COUNCIL ACTION: (Tape location: F163-168.)

MOTION BY GOTCH TO ADOPT. Second by Jones. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-not present, Mayor-vacant.

19860224

ITEM-UC-5: (R-86-1608 Rev.) ADOPTED AS RESOLUTION R-265158

A Resolution presented to the City Council with UNANIMOUS CONSENT:

Responding to the inquiry of the Democratic National Committee, expressing interest in hosting the 1988 Democratic National Convention in San Diego, and directing the City Manager to prepare said response subject to availability of facilities.

FILE: MEET

COUNCIL ACTION: (Tape location: F173-220.)

MOTION BY GOTCH TO ADOPT AND DIRECT THE CITY MANAGER TO REPORT THE FOLLOW-UP OF THE RESPONSE TO THE RULES COMMITTEE. Second by Jones. Passed by the following vote: Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-not present, Mayor-vacant.

19860224

ITEM-UC-6: (R-86-1578) ADOPTED AS RESOLUTION R-265159

A Resolution presented to the City Council with UNANIMOUS
CONSENT:

Expressing to the San Diego City Firefighters gratitude and
appreciation for their community involvement and
demonstration of civic pride in sponsoring the Second
Annual Kids Fishing Derby at Chollas Lake Park on Saturday,
March 1, 1986.

FILE: MEET

COUNCIL ACTION: (Tape location: F220-225.)

MOTION BY McCOLL TO ADOPT. Second by Gotch. Passed by the
following vote: Wolfsheimer-yea, Cleator-not present,
McColl-yea, Jones-yea, Struiksma-yea, Gotch-yea, McCarty-yea,
Martinez-not present, Mayor-vacant.

ADJOURNMENT:

The meeting was adjourned by Deputy Mayor Struiksma at 6:25
p.m. to meet in Closed Session at 9:00 a.m. in the twelfth
floor conference room on pending litigation and a meet and
confer matter.

FILE: MEET

COUNCIL ACTION: (Tape location: F152-154, F169-173, F234.)

MOTION BY McCOLL TO ADJOURN IN HONOR OF THE MEMORY OF CARL
MILKIE. Second by Gotch. Passed by the following vote:
Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea,
Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-not present,
Mayor-vacant.

MOTION BY McCOLL TO ADJOURN IN HONOR OF THE MEMORY OF
COMMANDER

LaVERN G. WEAR. Second by Gotch. Passed by the following vote:
Wolfsheimer-yea, Cleator-not present, McColl-yea, Jones-yea,
Struiksma-yea, Gotch-yea, McCarty-yea, Martinez-not present,
Mayor-vacant.